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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/784,121	02/16/2001	Robert C. McIver	81455-464	2558

7590 01/15/2004

Allan A. Fanucci  
Winston & Strawn  
200 Park Avenue  
New York, NY 10166

EXAMINER

SHEIKH, HUMERA N

ART UNIT	PAPER NUMBER
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1615

DATE MAILED: 01/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20040106

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

A Notice of Non-Responsive Amendment is attached.  
Applicant is given (30) thirty days to respond.

## DETAILED ACTION

### Status of the Application

Receipt of the Response to Restriction/Election requirement, the Amendment and the Extension of Time, all filed 10/14/03 is acknowledged.

### *Response to Amendment*

The reply filed on 10/14/03 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The Applicant has not elected a single disclosed species from *each* of the election forms of Groups II and III (pages 4 and 6 of the Office Action) as required under 35 U.S.C.121. See 37 CFR 1.111. The Applicants' election of Group I, *with traverse* is acknowledged. All claims (1-17) will be examined once Applicant elects specific species from both Groups II and III. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

### Correspondence

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Humera N. Sheikh whose telephone number is (703) 308-4429. The examiner can normally be reached on Monday through Friday from 7:00A.M. to 4:30P.M. After February 04, 2004 the Examiner can be reached at (571) 272-0604.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thurman Page, can be reached on (703) 308-2927 and after February 04, at (571) 272-0602. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1235.

*hns*

January 06, 2004

THURMAN K. PAGE  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1600